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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/733,865	12/08/2000	Edwin Oscar Schraa	2578-4257.1US	3138

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EXAMINER

LI, QIAN J

ART UNIT	PAPER NUMBER
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1632

DATE MAILED: 05/05/2003

14

Please find below and/or attached an Office communication concerning this application or proceeding.

OFFICE COMMUNICATION

Response to Amendment

The reply filed on 2/24/03 is not fully responsive to the prior Office Action because of the following matter(s): The amended and newly submitted claims (7, 34, 35, 38-40) are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: the original elected invention is drawn to methods and kits using two nucleic acid vectors for delivering a gene of interest, whereas the amended and newly submitted claims are drawn to using the combination of an antibody and a nucleic acid vector for delivering a gene of interest. These claims would have been restricted if presented originally. Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, present claims 7, 34, 35, 38-40 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03. Also See 37 CFR 1.111.

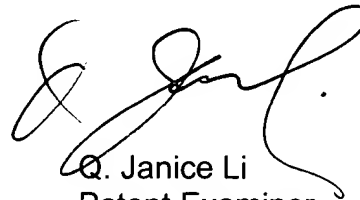
Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Q. Janice Li whose telephone number is 703-308-7942. The examiner can normally be reached on 8:30 am - 5 p.m., Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Deborah J. Reynolds can be reached on 703-305-4051. The fax numbers for the organization where this application or proceeding is assigned are 703-872-9306 for regular communications and 703-872-9307 for After Final communications.

Any inquiry of formal matters can be directed to the patent analyst, Dianiece Jacobs, whose telephone number is (703) 305-3388.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1235. The faxing of such papers must conform to the notice published in the Official Gazette 1096 OG 30 (November 15, 1989).



Q. Janice Li
Patent Examiner
Art Unit 1632

QJL
May 1, 2003